

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAVELL FOX

Plaintiff

VS

SUPERINTENDANT LEE et al

Defendants

INMATE

CIVIL

RIGHTS

COMPLAINT

PURSUANT

TO 42 U.S.C §1983

Amended Complaint

civil case no. 915-CV-
390

Plaintiff demand a ~~trial~~ by Jury
plaintiff in the above-captioned action, allege as
FOLLOWS

1. This is a civil action seeking relief and/or
damages to defend and protect the rights
guaranteed by the constitution of the United
States, this action is brought pursuant to
42 U.S.C. §1983. The court has jurisdiction
over this action pursuant to 28 U.S.C §§1331,
1343(3) and (4) and 2201

2. Plaintiff JAVELL FOX
FIVE POINTS CORRECTIONAL FACILITY
STATE ROUTE 96, BOX 119
RAMULUS N.Y 14541

3. 2. Defendant: Lt Madison
Official Position Lieutenant
Eastern N.Y Correctional Facility
P.O Box 338 Institution RD
Napanoch N.Y 12458

b Sgt Bey

Correction Sergeant
Eastern N.Y. Correctional Facility
P.O. Box 338 Institution Road
Napavich N.Y. 12458

c Officer Kozak

Correction Officer
Eastern Correctional Facility
Napavich N.Y. 12458

d. Defendant. officer Waugh

Official Position. correction officer

Address. Eastern NY Correctional Facility

P.O. Box 338 Institution Road

Napanoch NY 12458

e. Defendant. SGT Connor

Official Position. correction sergeant

Address. P.O. Box 338 Institution Road

Eastern NY Correctional Facility

Napanoch NY 12458

f. Defendant Captain Webb

Official Position correction captain

Address P.O. Box 338 Institution Road

Eastern NY Correctional Facility

Napanoch NY 12458

g. Defendant DeP Russo
correction Deputy Superintendent security

Official Position correction Deputy Superintendent security

Address Eastern NY Correctional Facility

P.O. Box 338 Institution Road

Napanoch NY 12458

H. Defendant Superintendent Lee
Official Position. Correction Superintendent
Address Eastern NY Correctional Facility
P.O Box 338 Institution Road
Napanoch N.Y 12458

I. Lieutenant Simmons
Corrections Lieutenant
Eastern NY Correctional Facility
P.O Box 338, Institution Road
Napanoch N.Y 12458

J. Deputy Administration Wendland
Correction Deputy Superintendent Administration
Eastern NY Correctional Facility
P.O Box 338 Institution Road
Napanoch NY 12458

K. Officer Miller
Correction Officer
Eastern NY Correctional Facility
P.O Box 338, Institution Road
Napanoch NY 12458

L. Deputy Calgo
Correction Deputy Superintendent Programs
Eastern N.Y Correctional Facility
P.O Box 338, Institution Road
Napanoch N.Y 12458

R. sergeant lifield

correction sergeant

Eastern NY Correctional Facility

P.O Box 338 Institution Road

Napanoch N.Y 12458

S. Officer Schadel

Correction Officer

Eastern NY Correctional Facility

P.O Box 338, Institution Road

Napanoch N.Y 12458

T. Sergeant Bradley

Correction sergeant

Eastern NY Correctional Facility

P.O Box 338, Institution Road

Napanoch N.Y 12458

V. Officer Williamson

Correction Officer

Eastern NY Correctional Facility

P.O Box 338, Institution Road

Napanoch N.Y 12458

V. Officer S. Cruz

Correction Officer

Eastern N.Y Correctional Facility

P.O Box 338 Institution Road

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M. E. Jennings

Correction Steward
Eastern NY Correctional Facility
P.O. Box 338, Institution Road
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N. Diane Labatte

Correction Steward
Eastern NY Correctional Facility
P.O. Box 338, Institution Road
Napavich N.Y. 12458

O Governor Andrew Cuomo
New York State Governor
Executive Chamber
State Capitol
Albany NY 12224

P Anthony Anucci

Department of Corr and Comm Supv Commissioner
1220 Washington Ave., Bldg 2
Albany N.Y. 12226

Q Officer Henry

Correction Officer
Eastern NY Correctional Facility
P.O. Box 338, Institution Road
Napavich NY 12458

W, Lt Sullivan
Correction Lieutenant
Eastern N.Y. Correctional Facility
P.O. Box 338, Institution Rd
Napavich N.Y. 12458

X. Sgt Vanacore
Correction Sergeant
Eastern NY Correctional Facility
P.O. Box 338, Institution Road
Napavich N.Y. 12458

Y Sgt Bang
Correction Sergeant
Eastern N.Y. Correctional Facility
P.O. Box 338, Institution Rd

FACTS

1 On or around November 7, 2014 Lt Madison told plaintiff to cut his hair because it is shaved on the sides and dreadlocked in a Mohawk style. Plaintiff refused to cut his hair. Plaintiff has a right to the Freedom of expression and a Freedom to exercise his religion. Plaintiff's Hairstyle is a religious symbol, that signifies wisdom, and is protected by the First Amendment to the United States Constitution and the Religious Land Use and Institutionalized Persons Act of 2000 as well as the 14th Amendment equal protection. Correction law 112 and 61b as well as Lt Madison's employee manual directs his to respect the constitution and laws, no rules or regulations shall conflict with said Amendments and statutes.

2 Plaintiff was written a misbehavior report by officer Skred (who was directed to do so by Lt Madison) on November 9, 2014.

3, ON the report plaintiff was charged with refusing direct order to cut his hair or change his hairstyle,

4, on or around November 11, 2014 plaintiff was found not guilty of refusing direct order to cut his hair, hearing officer Lt Simmons acknowledged at that time that the charge was unconstitutional and that plaintiff had a right to exercise his religion and a freedom of expression, equal protection of the law and religious rights under the Religious Land Use and Institutionalized Persons Act of 2000.

5, on November 29, 2014 Lt Madison complained to officer Cruz about Lt Simmons decision as the Hearing officer for the misbehavior report mentioned in paragraph 2 and decision mentioned in paragraph 4. Officer Cruz stated that when he see plaintiff he's gonna write plaintiff a misbehavior report for the same thing mentioned in paragraph 3 and 4 which is Retaliation, Harassment and Discrimination as well as Deliberate Indifference,

6, on December 7, 2014 plaintiff was going to the Messhall to eat lunch. At 11:00 AM, when plaintiff came out of the Messhall, he saw Officer Cruz was suppose to be on the other side of the jail because the House of Inmates He was supervising had already left the Messhall.

7, Officer Cruz abandoned his post just to assure that plaintiff was punished to satisfy Lt Madison's oppressive decision and personal stance against plaintiff having a Mohawk hairstyle.

8, Since Officer Cruz knew that he was not on post, he directed Officer Williamson to frisk me and Officer Vaughn to assist.

9, plaintiff was coming out of the Messhall from eating lunch, Officer Cruz pointed plaintiff out to Officer Williamson and Officer Vaughn.

10, Officer Williamson directed plaintiff to get against the wall. This order was given out of retaliation (for Lt Madison being upset that Lt ^{SIMMONS} ~~MADISON~~ upheld plaintiff's constitutional rights) further explained in paragraph 4.

11, Plaintiff was then pat frisked and strip frisked by being forced to remove his religious headgear and shake his hair out for no penological reason which is also a Fourth Amendment violation, Harassment And Retaliation.

12, Plaintiff was then instructed to go and return to His Housing unit and cell location.

13, 5 minutes later Officer Williamson arrived at plaintiffs assigned cell for a cell search. Officer Williamson then Asked Plaintiff did Plaintiff know why he was there. Plaintiff said no, Officer Williamson stated that he was there to search plaintiffs cell because of plaintiffs hairstyle, this is a Fourth Amendment violation, Harassment and Retaliation, because the cell search had no Penological Interest and was used as a tool for Retaliation against Plaintiff for Plaintiff exercising a right guaranteed under the United States constitution.

14, Plaintiff was written a Misbehavior report After the cell search by Officer Vaughn for Altered pants and again for refusing to cut his hair

15, Plaintiff was not suppose to be written A Misbehavior report for Altered pants and Directive 3081 states that, and Plaintiff was not suppose to be written A Misbehavior report for refusing to cut his hair after plaintiff was found not guilty and plaintiff having a First Amendment right to wear his hair style in A MOHAWK, Officer WAUGH wrote the Misbehavior report to satisfy Lt MADISON'S thirst to see plaintiff punished for having A MOHAWK, this Retaliation, Harassment, Discrimination, A violation OF PLAINTIFFS right to Freedom of expression and freedom to exercise religion and Religious Land Use and Institutionalized persons Act OF 2000,

16, at the hearing For the Misbehavior report (explained in paragraph 15) held by Lt Simmons, plaintiff was again found not guilty OF Refusing direct order to cut his hair, because Plaintiff has a constitutional right to wear A Mohawk hairstyle and Seld hairstyle

posed no threat to the safety, security and order of the facility, however Lt Simmons found plaintiff guilty of Altered pants. on the record plaintiff made Lt Simmons aware that he was retaliated against for a favorable hearing, also Lt Simmons was not suppose to find plaintiff guilty of Altered pants and issue confinement time. Directive 3081 directs him against that, however Lt Simmons did so to satisfy his obligation to his peers feelings and urge to see plaintiff punished.

17, plaintiff received 30 days confinement to cell, 30 days loss of commissary, recreation, packages and phone privileges, this was done out of retaliation and harassment and amounted to cruel and unusual punishment

18, plaintiff wrote a grievance about the harassment initiated by Lt Madison, which is covered in the aforementioned paragraphs. the grievance was titled as harassment.

19, Plaintiff was also sent in for urinalysis testing because of the outcome of the hearing and plaintiff being found not guilty for a second time for refusing to cut his hair which is his First Amendment right and right under Religious Land use and

Institutionalized persons Act of 2000

20, captain webbe was designated by Superintendent to investigate the Harassment reported by Plaintiff against officer Waugh, Williamson, Cruz and Lt Madison.

21, captain webbe immediately covered up Lieutenant and officers misconduct, Captain webbe failed to discipline officers, or investigate into officers abandoning post, conspiring with Lieutenant, frisking Plaintiff, strip frisking Plaintiff, searching Plaintiffs cell and urine testing Plaintiff because Plaintiff was given a favorable decision at the hearing by Lt Simmons pertaining to Plaintiff hairstyle and Plaintiffs rights to exercise his religion through his hairstyle.

22, captain webbe stated there was no official misconduct and that Sgt Connor gave officers permission to frisk, strip frisk Plaintiff and to search Plaintiffs cell.

23, Sgt Connor was not around and Sgt Connor made that statement to cover up for officer Williamson and Waugh and also out of retaliation to please Lt Madison who wanted to see Plaintiff punished for wearing a MOHAWK.

24, plaintiff wrote a grievance on captain webbe for covering up official misconduct,

25, The superintendant then designated deputy Russo to investigate. deputy Russo also covered up for Lt, officers, and captain, he failed to investigate or discipline Lt and officers for conspiring to infringe on plaintiffs right to Religion, Harassment, Retaliation and Discrimination by plaintiff being frisked, strip frisked, cell frisked and urine tested because of a favorable decision by Hearing officer in regard to upholding plaintiffs right to freedom of expression and Religion,

26, plaintiff wrote a grievance on Deputy Russo for the reasons stated in paragraph ~~25~~, Twenty Five,

27, The Superintendent then made a decision and he too covered up for his subordinates, denying the right to Freedom of Expression and Religion through minimum exercise that's the least restrictive in the form of Plaintiffs Hairstyle,

28, while plaintiff was awaiting release from from the 30 day keeplock, plaintiff fell from the top of the cell bars

where he was forced to climb to up and get his food trays because officer Henry, officer cotton, officer Vanalke and other officers that work the unit refuse to unlock his cell so he could retrieve his food trays like a human. officer Henry also tease plaintiff by calling him a Monkey because plaintiff has to climb to get his food.

29, The Superintendent was also aware that there was no feed up slots that I could get my food from and Superintendent refused to get it fixed, no other prison in the state or probably America house a prisoner in confinement without a feed up slot, this is cruel and unusual punishment.

30, Grievance Supervisor refused to forward plaintiffs grievances to Administration at the highest channels, and when plaintiff attempted to forward it his self the mail clerks discarded it (the mail) so plaintiff was blocked.

31, plaintiff walked with a cane for 6 weeks because of the fall mentioned in paragraph 28, because of harassment and

retaliation, and is mentally and emotionally anguished, plaintiff was confined to a cell that he had to climb up cell bars to get his food.

32, plaintiff had to slide his open food trays after he took the lid off because that the only way it would slide through the top of the ceiling, dust and paint chips were constantly in his food that he had to eat or face starvation.

33, plaintiff ended up fallen on december 23, 2014 while climbing to get his food up the bars.

34, plaintiff had to be carried to get medical attention, plaintiff was given a shot in his buttocks in order to walk (a steroid shot) plaintiff was hospitalized for 3 days and it was determined that plaintiff damaged his lower back by fallen, plaintiff was given a cane to walk on for 6 weeks

35, plaintiff was released from the medical unit and was placed on the other side of the Jail Block that I was on. I was put on a unit that didn't require plaintiff to use the steps.

36, I was interviewed by T. Mauro about grievance supervisor about the grievance I filed about me being in a cell that I cant receive food at because its no feed up slots.

37, I was again confined under the same circumstances mentioned in paragraph 29.

38, officers took 30 minutes to one hour daily for two weeks to open the cell door in order for me to get my food treys.

39, since plaintiff fell by having to climb up bars to get his food tray the policies implemented to prevent future accidents of that nature was for officers to open the cells to give us prisoners on confinement our food.

40, I was then moved to 2 cell in the same housing unit this cell was the only cell out of nearly 40 cells on the gallery that had a feed up slot.

41, I was moved because I wrote a grievance about the officers taking so long with opening up the cell door to bring the food to me, officer Heldron told plaintiff that he should be lucky they dont make me climb no more

42, In the middle of January plaintiff wrote a grievance after being subjected to nearly two weeks of extreme cold weather, civilians were fixing the windows, and in the process it was holes in the window that were not covered, and freezing Air was coming through and it was 8 degrees, or 0 degrees outside,

43, They gave plaintiff nor any other inmate any blankets or clothing for additional warmth and there was no heat on,

44, Plaintiff was forced to wear the same pants for 30 days, plaintiff was denied the right to clean his cell or receive cleaning material and was forced to sleep in a dirty cell, with feces and urine stain on the toilet and mucus in the sink.

45, Because of plaintiff's grievances the heat was turned on, after they turned the heat on, in retaliation for plaintiff's grievances plaintiff was moved.

46, Officer Henry and Sgt. Liffield was made aware of the grievance issues of Plaintiff that stemmed this claim and

Officer Henry was well aware that these issues were constitutional violations.

46, Plaintiff was up for a phone call in which Plaintiff hadn't spoken to his family in 3 months because of false misbehavior reports. Officer Henry and SGT Liffield denied Plaintiff a phone call out of malice, knowing that Plaintiff had a hearing pending and in a few days he would lose his phone privileges at the hearing and wouldn't be able to speak to his family for another 60 days, and this also will stop Plaintiff from making his family aware of the violations Plaintiff faced at the prison, and to retaliate against Plaintiff for using the grievance process.

47, on January 26, 2015 Plaintiff was moved to west wing out of retaliation. They call west wing the dump off spot.

48, soon as Plaintiff got to west wing Officer Cruz began to harass Plaintiff. As soon as Plaintiff got to west wing

49, Officer Cruz dragged Plaintiff property in a blanket on a dirty

Floor the same blanket that plaintiff got to sleep on (eastern C.F. Dont give prisoners anything to pack property in when they move from one part of the Jail to the other, they make prisoners use there sheets and blankets to carry it in, officer cruz threw my Property in my cell, and told me, plaintiff to get the fuck in there.

50, plaintiff locked in and wrote a grievance on January 27, 2015 plaintiff had a call out to see a Mental Health counselor, plaintiff came out with his cane, officer cruz began to frisk plaintiff Aggressively,

51, officer cruz escorted plaintiff to the Mental Health call out when plaintiff was done, plaintiff was taken by officer cruz to a secluded area and sexually frisked,

52, officer cruz began to go up plaintiffs testicles and penis as he searched ~~the~~ plaintiffs body, he pulled plaintiffs legs in a way to seem as if he was being kinky and a Dominatrix.

53 plaintiff wrote a complaint to the Superintendent about the Sexual Harassment, he sent the Sergeant to conduct a interview, the Sgt name was cerclark.

54, Sgt cerciari came to see plaintiff at Plaintiff's Housing unit on west wing. Sgt cerciari told plaintiff that if this was 1998 when he first started working he would drag plaintiff out of his cell and beat plaintiff, because plaintiff keep writing Grievances,

55, In the Complaint I asked to be moved from west wing away from officer cruz.

56, on february 2, 2015 plaintiff was moved upstairs. officer cruz also controls that unit, because its connected.

56, on January 30, 2015 plaintiff was written a frivolous Misbehavior report out of retaliation for the Sexual Harassment grievance.

57, The charges written by officer kozak was dismissed on february 12, 2015,

57, on february 12, 2015 because I wrote a grievance on officer cruz for sexual Harassment he escorted plaintiff to the hearing,

58 on this day He told plaintiff to get against the wall he pulled the back of Plaintiff's pants down after he carressed

plaintiffs thighs, he grinded his penis against plaintiffs buttocks, groped plaintiffs penis and testicles and then said I forgot your pussy warts.

59, officer cruz had no reason to frisk in the first place because Eastern Correctional policy is that prisoners get frisked in the hearing office, and the lieutenant who is holding the hearing has a frisk officer in his office.

60, I wrote a grievance about this issue, and asked the Superintendent to move me, plaintiff.

61, as officer cruz was maliciously sexually harassing plaintiff he was also drunk. I let the Superintendent know this as well and I requested to be moved.

62, I saw the Superintendent personally when he walked past my cell. I asked him to move me, he said no.

63, Superintendent forced me to stay around a officer that sexually violated me on two occasions.

62, Because I wrote grievances against the Superintendent he retaliated against me by keeping me around officer cruz

63, officer cruz continued to be perverted, he opened plaintiffs cell door while plaintiff was naked. officer cruz allowed another prisoner to observe Plaintiff Naked as said prisoner was walking with officer cruz.

64, officer cruz peeks in plaintiffs cell for no penological reason, just to harass plaintiff, and violate plaintiffs Manhood.

65, Plaintiff was called out to see Lt Madison pertaining to the grievance Plaintiff wrote against officer cruz, and for not being allowed pants and Having to wear the same pants for 30 days straight,

66, Also All grievances were written a month or 2 months earlier so really there was no reason for Lt Madison to call plaintiff out, as well as plaintiff already speaking to supervisors pertaining to the issues

67, instead of Lt Madison being concerned about plaintiff's safety and security, Lt Madison used the opportunity as a ~~moment~~ time to retaliate against plaintiff for writing grievances.

68, Lt Madison ordered plaintiff to remove his religious headgear and Lt Madison commissioned Sgt Vanacore to write plaintiff a misbehavior report for my plaintiff's hairstyle.

69, on March 6, 2015 officer Cruz also wrote plaintiff a misbehavior report because of plaintiff's hairstyle.

70, on both misbehavior reports mentioned in paragraphs 68 and 69 plaintiff had hearings on. plaintiff was charged with untidy person, which is a disrespect, and refusing direct order to cut his hair.

71, Lt Simmons held the hearing, the same Lieutenant that found me not guilty for refusing direct order to cut (my) plaintiff's hair found me guilty. Lt Simmons told me

71, that his supervisors told him to find me guilty

72, This type of torture has been done to Plaintiff repeatedly. Plaintiff does not get no fair and impartial hearings and Plaintiff's constitutional rights are constantly violated.

73, The Superintendent cover up Grievance complaints against officials, the Grievance Supervisor covers up Grievances complaints against officials, the Mailroom civilians throws out mail if it pertains a complaint against officials to assure that no one above the Superintendent will find out about the atrocities of this prison.

74, Captain Webb sent Sgt Bey to threaten Plaintiff to cut his hair or receive a Tier III Misbehavior report which is the highest punishment. Prisoners who stab, cut, act of violence and smuggle drugs receive a Tier III Misbehavior report. For Plaintiff to receive a Tier III Misbehavior report for his hairstyle is cruel.

75, Captain Webb sent Sgt Bey to order Plaintiff

to cut his hair (as explained in paragraph (74) (which is an unlawful order and unconstitutional) because plaintiff wrote grievances against captain webbe, this was retaliation.

76 captain webbe was also relieved from investigating grievance complaints (against Lt and officers) by the ~~superintendent~~ ^{superintendent}, so by captain webbe sending Sgt Bey he exceeded the scope of his duty.

77, Sgt Bey gave plaintiff a Tier III Misbehavior report as directed by captain webbe.

78 LT Sullivan agreed in determining that the Tier III Misbehavior report would be forwarded for a hearing. Lt Sullivan was aware of plaintiff's grievances against his peers and made his determination to forward the Misbehavior report for a Tier III out of retaliation.

79, the hearing was held by Deputy Wendland. Deputy Wendland lied and stated that plaintiff's hair was braided and in locks, which plaintiff had a witness testify at a hearing who also had locks and who was an employee of

of the prison under the official title of Counselor.

77. Plaintiff made Deputy Wendland aware that Plaintiff's hairstyle was a part of his religious practice and does not violate the safety, security or order of the facility, and therefore by Plaintiff being constantly Harassed and Confined for his hairstyle is infringing on Plaintiff's religious belief.

78. Deputy Wendland went out of her way to call witnesses against Plaintiff.

79. Deputy Wendland asked Plaintiff witness was she a beautician.

80. Deputy Wendland never asked her witness the Author of the report (Sgt Bey) was he a beautician and she allowed Sgt Bey to make false reports about how Plaintiff's hair was groomed.

81. Plaintiff was in side of his cell / living quarters when Sgt Bey wrote the Misbehavior report and he was on keeplock therefore the Misbehavior report should not have been written and was written out of retaliation for Plaintiff writing grievances.

82 plaintiff was found guilty by deputy wendland for refusing to cut his hair, after deputy wendland's witness, the author of the misbehavior report told her that captain webbe sent him to threaten me, which was inappropriate because captain webbe was removed off the investigation and the superintendent designated deputy russo to investigate,

83, so instead of deputy wendland following rules and the constitution which states I can have my hair any way I want in my cell, even if my hair was braided over my locks (which it wasn't) and doesn't cause a threat to safety, security or the order of the facility,

84, deputy wendland chose to use the hearing as a platform to retaliate against plaintiff, for plaintiff writing grievances against the superintendent and her subordinates plaintiff received 60 days,

85, on March 6, 2015 plaintiff had been keeplocked for a total of 110 days

and had has been on loss of privileges for 110 days as well including phone Privileges.

86, on March 11, 2015 plaintiff was entitled to a phone call.

87, plaintiff was denied that phone call by officer Schadel and Sgt Bradley.

Note plaintiff hadn't contacted his family verbally in nearly 120 days at this time, and faced Retaliation.

Harassment and discrimination for the entire 4 months. plaintiff is also indigent and do not have funds for stamps to contact family to explain the above violations.

88, plaintiff was pending a hearing and would lose his phone privileges at that hearing. So March 11, 2015 was the only opportunity plaintiff had to contact his family to attempt to receive outside help for the above listed violations that stemmed this complaint.

89, officer schadel explained to plaintiff that Sgt Bradley said to keep plaintiff away from the phones per his supervisors,

90, in order to assure that plaintiff would not ~~use~~ ^{Alert} ~~the~~ his family of the violations that stemmed this complaint officer schadel and Sgt Bradley denied plaintiff a phone call know that plaintiff wouldn't have another opportunity to use the phone for another 4 months,

91, on March 25, 2015 officer cruz again came to harass plaintiff, officer cruz looked in plaintiff's cell, told plaintiff to be good and stop talking or plaintiff will be silenced, meaning stop writing grievances or plaintiff is gonna be hurt,

92, out of fear I was requesting to speak to A Sgt, I was let out to go to recreation, officer cruz demanded to frisk plaintiff, I refused to be frisked by officer cruz because of the two instances when he sexually touched

plaintiff private areas, and I was tired of allow this officer to violate my manhood, and his supervisors did not when I complained but retaliate against me.

93, officer cruz was not running recreation therefore him wanting to frisk plaintiff was harassment because plaintiff asked officer green jr to call the Sgt. officer green jr told officer cruz my request and it ticked officer cruz off, because officer cruz knew that I wanted to contact the Sgt because of his comment explained in paragraph 91,

94, plaintiff was lucky another inmate was standing with him, which made officer cruz not beat plaintiff, because of a potential witness,

95, officer cruz intentions was to get plaintiff on the wall, say plaintiff came off the wall and then beat plaintiff,

96, on the same day mentioned in paragraph 91 officer cruz put a inmate on the wall that wrote a complaint about him and said the inmate came off the wall then he beat him.

97, Deputy of programs, Diane Labatte, and E Jennings refuse to give plaintiff copies and plaintiff is indigent,

98, plaintiff has requested copies for months to do a Article 78 for misbehavior reports plaintiff received, and because of the denial plaintiff has missed the 4 month deadline, which is a denial of access to the court,

99, The Commissioner Anthony J Annucci, and Deputy Commissioner Vernon J Fonda is failing to train employees on how to properly respect prisoners constitutional rights which would have prevented this complaint

100, The Commissioner Anthony J Annucci fail to supervise subordinates and employees at Eastern N.Y correctional Facility.

101, The Commissioner Anthony J Annucci was made aware of the abuse that plaintiff went through as described

In this complaint he did nothing to ascertain plaintiff's safety or security

102, The Commissioner or designee visited Eastern Correctional Facility and was aware that there was no feed up slots which forced plaintiff to climb in order to receive food because officers refused to open the cell doors so plaintiff could receive food

103, The Superintendent was also aware by grievance and by observation that there was no feed up slots on the cells for me to receive food, and I was in danger being in a cell that is not equipped for inmate occupation and Superintendent did nothing.

104, because of the violations stated in paragraphs 102 and 103 plaintiff suffered back injury from falling, by climbing to get his food that left plaintiff dependant on a cane for 6 weeks. Plaintiff suffers migraine

Headaches, and seizures because of the Fall

105, officer cruz told me to get the fuck on the wall. the officer that was standing with officer cruz told me to just get on the wall so it wont be a incident

106. plaintiff got on the wall and officer cruz the began to pull plaintiffs pants up into the crack of plaintiffs buttock, kick plaintiffs feet, rub his hands up plaintiffs penis and then banged plaintiffs head on the wall.

107, plaintiff was then sent back to his cell and then denied recreation, therefore officer cruz Frisk was just for Harassment, Sexual Harassment and Retaliation.

108, officer cruz came to plaintiffs cell and told plaintiff that he cant wait to he go to another Jail so that he could get plaintiff stabbed the fuck up.

109, plaintiff was then called for a tier II Hearing for again refusing to cut his hair at 10:20 am. Misbehavior report was written by Sgt Vandacore

Directed by Lt Madison

110, The report was written clearly out of retaliation. The hearing officer was Lt Simmons who on 2 occasions found plaintiff not guilty for refusing to cut his hair which is plaintiff right guaranteed by the United States Constitution of America.

111, Lt Simmons found plaintiff guilty and again stated that his supervisors told him too.

112, If plaintiff received more than 60 days keeplock plaintiff would be moved out of the jail and sent to another prison, so this was the intention of the Superintendent and his subordinates which was another retaliatory tactic for plaintiff using the grievance system.

113, After the hearing was over Lt Simmons asked plaintiff why did he have a knot on his head (forehead)

Plaintiff then explained to Lt Simmons that Officer Cruz had sexually touched him and have done so on two prior occasions, and that plaintiff has a knot on his forehead because Officer Cruz banged plaintiff's head into the wall.

114. Lt Simmons told plaintiff not to write a grievance, the grievance system don't work and the more plaintiff write grievances the more trouble he get his self into (meaning retaliation). Lt Simmons told plaintiff that he was gonna move plaintiff from the unit where Officer Cruz is.

115. At 1:30 PM plaintiff was moved as Lt Simmons promised.

116. Plaintiff had a migraine headache as he usually does due to the stress of being retaliated against by officers and every rank in the facility, however on this day plaintiff's head was hurting.

117. At 2:30 PM plaintiff finished unpacking his property. plaintiff felt nauseous and weak. Plaintiff layed

Down

118, At 10:50 PM plaintiff's chest felt like it was burning and plaintiff heart felt as if it was gonna explode.

119, plaintiff don't smoke, use drugs, plaintiff don't eat meat, plaintiff is a vegan, plaintiff exercises, plaintiff don't have Sugar Diabetes or High Blood pressure. the nurse (as plaintiff had to be rushed to medical at 11:00 PM) said that plaintiff suffered a mild heart attack because of the pressure and stress he been under due to the Retaliation. the stress of these prison officials is killing plaintiff.

120, on or around May 2, 2015 Lt Madison walked past plaintiff's cell and said to plaintiff that he can't believe plaintiff still got that stupid Haircut. Lt Geminex then told Officer Geminex to write plaintiff a MTS behavior report. this was done out of retaliation and discrimination as well as Harassment and had

No penological interest.

121, on or around May 15, 2015 plaintiff was sent to hearing for the misbehavior that Lt Madison directed Officer Genniez to write. on that day captain webbe was holding the hearing. he stated to plaintiff that Supt lee sent him to hold the hearing so that he could slam plaintiff real good (meaning give plaintiff the maximum time) plus

122, at the hearing ~~captain~~ captain webbe found plaintiff guilty and gave plaintiff 4 months keeplock, 4 months loss of phone, 4 months loss of commissary, 4 months loss of packages and 4 months loss of property. captain webbe said that was his retirement gift to punish me harshly.

123, plaintiff was then stripped of his religious koran, religious paperwork and newspapers, also plaintiff was stripped of all books and magazines per order of captain webbe.

124, on or around April 27, 2015, plaintiff was written up for refusing A Direct Order and Grooming Standards. Lt Sullivan held the hearing, at that time he stated that he knows it's nothing wrong with my hair, but I should cut it because Lt Madison Don't like it. at that time he gave me 30 days confinement and at that time was already keeplocked for 5 months,

125, on or around June 16, 2015 Deputy Russo Denied plaintiff the right to Attend services for the Month of Ramadan For fasting, and Brotherhood with fellow prisoners as plaintiff is registered No. 1, 126, Deputy Russo Denied plaintiff out of retaliation because plaintiff wrote grievances against him and his subordinates and supervisor and because plaintiff filed civil suit against him his supervisors and his peers and subordinates. this is Abuse and a pure disrespect.

127, on or around May 27, 2015. Supt Lee became aware that plaintiff was being denied religious newspapers, magazines, Koran and reading books because of Captain Webb's order, Supt Lee ignored that abuse.

128, on June 18, 2015 plaintiff was scheduled to be released from keeplock confinement. Lt Simmons changed plaintiff's release date from confinement until July 18, 2015 which was an extra 30 days that Lt Simmons imposed unlawfully upon his discretion.

129, Lt Simmons in the past would give plaintiff 30 days and plaintiff would be confined for 14 days which totals 44 days in confinement for a tier II Lt Simmons did this on three occasions plus the unlawful extra thirty days that forced plaintiff to be confined for a total of 72 days for no reason just because of the discretion of Lt Simmons. Lt Sullivan gave plaintiff 30 days but Lt Sullivan ran that time concurrent with plaintiff's 4 months keeplock time already imposed.

130, on or around July 18, 2015, the same day plaintiff was released from keep lock after serving 10 months, Sgt Bey sent officer Klein and officer Vanderhelde to stop plaintiff in the hallway after plaintiff came out of the mess hall from eating dinner.

131, plaintiff was stopped by officer Klein and officer Vanderhelde because of his hairstyle. At that time plaintiff had a C.O.R.C. that stated C.O.R.C. unanimously agreed with grievant (plaintiff) that it is unconstitutional for plaintiff to be keeplocked for refusing to cut his hair, therefore plaintiff could not be keeplocked any longer.

132, officer Vanderhelde told plaintiff to get against the wall, he began to pat frisk plaintiff aggressively. then officer Vanderhelde told plaintiff to take off his shoes, plaintiff was forced to stand on the dirty floor in his socks like a slave. Sgt Bey stood there laughing.

133, Sgt Bey began to question plaintiff about the current lawsuit in an attempt to intimidate plaintiff.

134, on or around August 2, 2015 Sgt Barg and officer Krantz planted Marijuana report on plaintiff in retaliation against plaintiff for filing civil suit and grievances (that amount in a favorable C.O.R.C. decision) against him and his peers and supervisors.

135, Sgt Barg then placed plaintiff in protective custody the day of the hearing for the Marijuana charges so that plaintiff wouldn't have any property, therefore plaintiff wouldn't have any legal cases or directives to prepare a defense or to question witnesses with.

136, Hearing officer Charles Barnard refused to postpone the hearing so that plaintiff could obtain his legal work to properly question witnesses.

137, Hearing officer Charles Barnard denied Plaintiff the right to call witnesses again. Hearing officer stated that this was my only opportunity to question witnesses. the witnesses were officer Krantz and his partner.

138, That same day after the hearing Plaintiff was removed from protective custody, meaning Plaintiff was not even in protective custody for 6 hours. Plaintiff was in protective custody for no reason except for Sgt Barg to get Plaintiff away from his legal defense so Plaintiff wouldn't catch the witnesses lie.

139, Sgt Barg told Plaintiff that he planted the Marijuana and had officer Krantz make the report and that he got the Marijuana from the locker.

140, on the date that officer Krantz stated he saw a cigarette rolled Marijuana joint fall out of Plaintiff's pants, Sgt Garrett was the Area supervisor. therefore Sgt Barg had no reason being in the contraband

while the Marijuana was getting tested his reason for being there was to plant Marijuana on Plaintiff out of Retaliation.

141, Plaintiff ended up receiving 50 days keep lock for the Misbehavior report about the Marijuana which means that Plaintiff's entire time at Eastern Correctional Facility from September 2014 until October 2015 (give or take 45 days) Plaintiff spent keeplock because of Abuse from officials.

142, Lt Madison Harassed Plaintiff About wearing his religious headgear and forcing Plaintiff to take it off since Lt Madison knew that he could no longer punish Plaintiff for refusing to cut his hair because of C.O.R.C (Central Office Review Committee) Decision that spoke against that, Lt Madison called Plaintiff an idiot for wearing his religious headgear.

143, Deputy Calab, E Jennings and Diane Labbette further Denied Plaintiff Copies and because of it Plaintiff lost a non frivolous claim.

144, on or around June ~~1~~¹, 2015 officer Calot+I gave plaintiff a Misbehavior report for having magazines and books

145, on or around June 12, 2015 Lt Simmons gave plaintiff 30 days keeplock for having magazines and books on top of the seven months plaintiff already spent in keeplock, one magazine was a religious magazine -

146. plaintiff explained to Lt SIMMONS that plaintiff have a right to have books magazines and religious reading material, and this right is protected by the USCA. Lt SIMMONS told plaintiff to take it up with the court he dont care,

~~147~~ 147, furthermore cio Miller co signed a misbehavior report written by cio Cruz on March 6 against plaintiff for plaintiff refusing to cut his hair which is plaintiff's right guaranteed by the USCA.

148 Dep Russo and Superintendent Lee Denied all plaintiffs ~~claims~~^{appeals} to them for the above mentioned claims out of retaliation.

FIRST CAUSE OF ACTION

LT. Madison, violation of plaintiffs
Right to the freedom of expression
by directing his subordinates to
punish plaintiff for refusing to cut
his hair which is plaintiffs guaranteed
right under the USCA First Amendment
Relief requested: Monetary Damages
\$ 10,000.00 compensatory damages \$15,000.00
punitive damages to be decided by
jury, Mental and emotional anguish
\$50,000.00

SECOND CAUSE OF ACTION

LT Madison violation of plaintiffs
Right to the free exercise of
Religion by directing his subor-
dinates to punish plaintiff for
refusing to cut his hair which is
a religious symbol that represents
wisdom is plaintiffs religious belief
which is plaintiffs guaranteed right
under the USCA First Amendment.
Monetary Damages \$ 10,000.00 com-
pensatory damages \$15,000.00 mental
and emotional anguish \$50,000

THIRD CAUSE OF ACTION

Lt Madison, violation of plaintiffs right to the free exercise of religion, by him telling plaintiff to take off his religious headgear that's guaranteed by USCA First Amendment. Damages Monetary \$10,000, compensatory \$15,000 Mental & Emotional \$50,000

FOURTH CAUSE OF ACTION

Lt Madison, violation of plaintiffs right to exercise his religion under the Religious Land Use and Institutionalized Persons Act of 2000 (RLUIPA) by directing his subordinates to punish plaintiff for refusing to cut his hair which is a religious symbol that represents wisdom in plaintiffs religious belief. Relief requested compensatory damages \$25,000.00, mental and emotional damages \$75,000.00 punitive damages to be decided by jury.

FIFTH CAUSE OF ACTION

Lt Madison, violation of plaintiffs right to the free exercise of religion, by him telling plaintiff to take off his religious headgear that is protected by the religious land use and institutionalized persons Act of 2000

relief requested compensatory damages
\$ 25,000.00 mental and emotional anguish
\$ 75,000.00 punitive damages to be decided
by jury

SIXTH CAUSE OF ACTION

LT Madison - on going retaliation
In violation of plaintiff 8th Amendment
right to the United States Constitution
Relief requested compensatory damages
\$ 50,000.00 mental and emotional
anguish \$ 125,000.00 punitive damages
to be decided by jury.

SEVENTH CAUSE OF ACTION

LT Madison on going harassment
In violation of plaintiff's eighth
Amendment right to the United States
constitution. compensatory damages
\$ 50,000.00 mental and emotional
anguish \$ 125,000.00 punitive damages
to be decided by jury

EIGHTH CAUSE OF ACTION

LT MADISON - violation of plaintiff's
Equal Protection right guaranteed

guaranteed by the Fourteenth Amendment to the United States Constitution of America by allowing other prisoners to express themselves through their hairstyle or exercise their religion through their hairstyle but punish plaintiff for his hairstyle that pose no threat to the safety security or order of the facility which is discrimination relief requested compensatory damages \$75,000 mental and emotional anguish \$125,000.00 punitive damages to be decided by jury.

NINTH CAUSE OF ACTION

Lt Madison - All violations of plaintiff's constitutional rights by Lt Madison as stated in complaint and causes of actions 1-8 was done maliciously and purposely, which is deliberate indifference. Lt Madison does not therefore qualify for immunity. Defendant Lt Madison's conduct violated plaintiff's clearly established statutory and constitutional rights which he knew and any reasonable official would have known see *Wright v. Coughlin*, 31 F. Supp. 2d 301 (1998) vacated 225 F.3d 647.

All listed 8 claims deprived plaintiff of social interaction. social interaction is a basic human need. All listed 8 causes of action resulted in confinement in solitary form that was in violation of plaintiffs constitutional right which amounts to a 8th Amendment cruel and unusual punishment violation under the usca. compensatory damages \$ 100,000.00 mental and emotional anguish \$150,000.00 punitive damages to be decided by jury,

TENTH CAUSE OF ACTION

SGT BEY VIOLATION of plaintiffs Right to the freedom of expression by punishing plaintiff for refusing to cut his hair which is plaintiffs guaranteed right under the usca First Amendment. relief requested Monetary damages \$ 5,000.00 compensatory damages \$10,000.00 mental and emotional anguish \$ 20,000.00. punitive damages to be decided by jury.

ELEVENTH CAUSE OF ACTION

SGT BEY. VIOLATION of Plaintiffs Right to the free exercise of Religion by punishing plaintiff for refusing

TO cut his hair which is a religious symbol that represent wisdom in plaintiffs religious belief which is plaintiffs guaranteed right under the USCA First Amendment. Monetary Damages \$ 8,500.00 compensatory Damages \$ 12,500.00 mental and emotional anguish \$ 35,000.00. punitive Damages to be decided by jury.

TWELFTH CAUSE OF ACTION

SGT BEY. Violation of plaintiffs right to the free exercise of his religion under the Religious Land Use and Institutionalized Persons Act of 2000 (RLUIPA) by punishing plaintiff for refusing to cut his hair which is plaintiffs religious symbol that represents wisdom in plaintiffs religious belief. relief requested \$ 20,000.00 compensatory Damages, Mental and emotional anguish \$ 50,000.00. punitive Damages to be decided by jury.

THIRTEENTH CAUSE OF ACTION

SGT BEY. Harrassment In violation of plaintiffs eighth Amendment right to the USCA. compensatory Damages \$ 50,000.00. mental and emotional Anguish \$ 75,000.00. punitive Damages to be decided by jury.

FOURTEENTH CAUSE OF ACTION

SGT Bey, violation of plaintiffs equal protection right guaranteed by the fourteenth Amendment to the United States Constitution of America By Allowing other prisoners to express themselves through there hairstyle or exercise of there religion through there hairstyle but punish plaintiff for his hairstyle that pose no threat to the safety, security or threat to the order of facility which is discrimination. relief requested - compensatory damages \$ 75,000.00 mental and emotional anguish \$ 125,000.00 punitive damages to be decided by jury.

FIFTEENTH CAUSE OF ACTION

SGT BEY, All violations of plaintiffs constitutional rights by sgt bey as stated in complaint and causes of Action 10-14 was done maliciously and purposely, which is deliberate indifference, sgt Bey therefore does not qualify for immunity. Defendant sgt Beys conduct

Violated plaintiffs clearly established statutory and constitutional rights which he knew and any reasonable official would have known see Wright Voughlin, 31 F. Supp 2d 301 (1998) Vacated 225 F.3d 647. All 5 claims deprived plaintiff of social interaction. social interaction is a basic human need, All 5 causes of action resulted in confinement in solitary form that had no penological interest and violated plaintiffs constitutional right which amounts to a 8th Amendment cruel and unusual punishment. Violation under the USCA - compensatory damages \$ 100,000.00 mental and emotional anguish \$ 150,000.00 punitive damages to be decided by jury.

SIXTEENTH CAUSE OF ACTION

SGT BEY, Retaliation in violation of the 8th Amendment to the United States constitution and 14th Amendment equal protection.

SEVENTEENTH CAUSE OF ACTION

Officer KOZAK Harassment in violation of the 8th amendment

TO the USCA, relief requested compensatory Damages \$ 3,500.00 Mental and emotional Anguish \$ 10,000.00, punitive damages to be decided by Jury.

EIGHTEENTH CAUSE OF ACTION

OFFICER KOZAK. Retaliation in violation of the 8th Amendment to the USCA - Relief requested compensatory damages \$ 5,000.00 Mental and emotional anguish \$ 15,000.00, punitive damages to be decided by Jury.

NINETEENTH CAUSE OF ACTION

OFFICER ~~WAUGH~~ ^{WAUGH} VIOLATION OF PLAINTIFFS Right to the Freedom of expression by punishing plaintiff for refusing to cut his hair which is plaintiffs guaranteed right under the U.S.C.A First Amendment, relief requested Monetary Damages \$5,000.00 Compensatory Damages \$ 10,000.00 mental and emotional Damages \$20,000.00 punitive Damages to be decided by Jury.

TWENTIETH CAUSE OF ACTION

OFFICER WAUGH, violation of plaintiffs right to the free exercise of religion by punishing plaintiff for refusing to cut his hair which is a religious symbol that represents wisdom in plaintiffs religious belief which is plaintiffs guaranteed right under the USCA First Amendment. Monetary damages \$ 8,500.00 compensatory damages \$12,500.00 mental and emotional anguish \$ 35,000.00, punitive damages to be decided by jury.

TWENTY FIRST CAUSE OF ACTION

OFFICER WAUGH violation of plaintiffs right to the free exercise of his religion under the Religious Land Use and Institutionalized Persons Act of 2000 (RLUIPA) by punishing plaintiff for refusing to cut his hair which is plaintiffs religious symbol that represents wisdom in plaintiffs religious belief. relief requested, compensatory damages \$ 20,000.00 mental and emotional stress \$ 50,000.00

TWENTY SECOND CAUSE OF ACTION

OFFICER WAUGH, Harrassment in violation of plaintiffs eight Amendment right to the USCA. Compensatory Damages \$50,000.00 mental and emotional anguish \$75,000.00 punitive Damages to be decided by Jury.

TWENTY THIRD CAUSE OF ACTION

OFFICER WAUGH, VIOLATION OF plaintiffs equal protection rights guaranteed by the fourteenth Amendment to the USCA. By allowing other prisoners to express themselves through there hair-style or exercise there religion through there hairstyle but punishing plaintiff for his hairstyle that pose no threat to the safety, security or order of the facility which is DISCRIMINATION. relief requested compensatory damages \$75,000.00 mental and emotional anguish \$125,000.00 punitive Damages to be decided by Jury,

TWENTY FOURTH CAUSE OF ACTION

OFFICER WAUGH, Retaliation in violation of plaintiffs 8th Amendment

Right guaranteed by the USCA Relief Requested: compensatory Damages \$7,500.00 mental and emotional anguish \$25,000.00

TWENTY FIFTH CAUSE OF ACTION

OFFICER WAUGH, violation of plaintiff's Fourth Amendment right guaranteed under the USCA, Assisted in the search, frisk and strip frisk of plaintiff just to harass and retaliate against plaintiff for plaintiff using the grievance system and law library to defend his self in a disciplinary hearing. search frisk of plaintiff and strip frisk of plaintiff had no penological interest. Compensatory Damages \$15,000.00 Mental and emotional anguish \$35,000.00 punitive damages to be decided by Jury.

TWENTY SIXTH CAUSE OF ACTION

OFFICER WAUGH, All violations of plaintiff's constitutional rights by Officer Waugh as stated in complaint and causes of action was done maliciously and purposely, which is deliberate indifference,

OFFICER Waugh therefore does not qualify for Immunity. Defendant Officer Waugh's conduct violated plaintiff clearly established statutory and constitutional rights which he knew and any reasonable official would have known, see Wright v. Coughlin 31 F. Supp. 2d 301 (1998) vacated 225 F.3d 647. all claims deprived plaintiff of social interaction for subjecting plaintiff to solitary confinement unlawfully, social interaction is a basic human need which violates plaintiff's right under the 8th Amendment to the United States Constitution of America, compensatory damages \$100,000.00 mental anguish \$150,000.00 punitive damages to be decided by Jury

TWENTY SEVENTH CAUSE OF ACTION

SGT CONNOR Harassment in violation of plaintiff's 8th Amendment right to the USCA. compensatory damages \$15,000.00 Mental

And emotional anguish \$125,000.00 punitive damages to be decided by jury.

TWENTY EIGHTH CAUSE OF ACTION

SGT CONNOR. Retaliation in violation of plaintiffs eighth Amendment right to the U.S. CA Compensatory damages \$25,000.00. ~~mental and emotional~~ ^{punitive damages} to be decided by jury. Mental and emotional damages \$75,000.00.

TWENTY NINTH CAUSE OF ACTION

SGT CONNOR VIOLATION OF PLAINTIFFS FOURTH AMENDMENT RIGHT GUARENTEED UNDER THE USCA. No penological reason to authorize frisk of plaintiffs cell except to retaliate and harass plaintiff for using the grievance system. compensatory damages \$35,000.00 (Mental anguish) THIRTIETH CAUSE OF ACTION (\$75,000.00)

SGT CONNOR. All violations of plaintiffs constitutional rights by Sgt Connor as stated in complaint and causes of action was done maliciously and purposely. which is deliberate indifference. SGT Connor therefore does not qualify for immunity. Defendant Sgt Connors conduct violated plaintiffs clearly established statutory and constitutional rights which he knew and any

reasonable official would have known. See Wright v. Coughlin 31 F. Supp 2d 301 (1998) Vacated 225 F.3d 647. all claims deprived plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully, Social interaction is a basic human need which violates plaintiff right to be free from cruel and unusual punishment 8th Amendment to the United States Constitution. compensatory damages \$75,000.00 Mental and emotional anguish \$100,000.00 punitive damages to be decided by jury.

THIRTY FIRST CAUSE OF ACTION

Captain webbe, Violation of plaintiffs right to the freedom of expression guaranteed under the First Amendment to the USCA. relief requested, compensatory damages \$35,000.00 mental and emotional damages \$75,000.00 punitive damages to be decided by jury.

THIRTY SECOND CAUSE OF ACTION

CAPTAIN webbe, Violation of plaintiffs right to the free exercise of religion, First Amendment to the USCA, Relief requested

Compensatory Damages \$ 50,000.00 Mental and emotional anguish \$125,000.00 punitive Damages to be decided by Jury

THIRTY THIRD CAUSE OF ACTION

Captain webbe. Violation of plaintiffs right to the free exercise of religion guaranteed under the religious land use and institutionalized persons act of 2000, relief requested. Compensatory Damages \$ 50,000.00 mental and emotional anguish \$125,000.00 punitive Damages to be decided by Jury.

THIRTY FOURTH CAUSE OF ACTION

Captain webbe Harassment in violation of plaintiffs eighth Amendment right to the USCA. compensatory Damages \$ 15,000.00 mental and emotional stress \$75,000.00 punitive Damages to be decided by Jury.

THIRTY FIFTH CAUSE OF ACTION

Captain webbe. ~~Harassment~~ Retaliation in violation of plaintiffs eighth Amendment right to the USCA, Compensatory

Damage \$ 75,000.00 mental and emotional anguish \$150,000.00, punitive damages to be decided by Jury.

THIRTY SIXTH CAUSE OF ACTION

CAPTAIN webbe, violation of plaintiffs Equal protection right guaranteed by the Fourteenth Amendment to the USCA By allowing other prisoners to express themselves through there hairstyle or exercise there religion through there hairstyle but punish plaintiff for doing the same, relief requested \$ 160,000.00 mental and emotional anguish \$ 175,000.00 punitive damages to be decided by Jury.

THIRTY SEVENTH CAUSE OF ACTION

CAPTAIN webbe ~~in~~ violations of plaintiffs constitutional right, Access to reading material ~~the~~ FIRST Amendment to the USCA relief requested \$ 35,000.00 compensatory damages mental and emotional Anguish \$ 50,000.00, punitive damages to be decided by Jury.

THIRTY EIGHTH CAUSE OF ACTION

CAPTAIN WEBBE. All violations of plaintiffs constitutional rights by Captain webbe as stated in Complaint and causes of action was done maliciously and purposely, which is deliberate indifference. Captain webbe therefore does not qualify for immunity.

Defendant Captain webbes conduct violated plaintiffs clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See *Wright v. Coughlin*, ~~201 F.3d 1013~~, 31 F. Supp. 2d 301 (1998) vacated 225 F.3d 647. all claims deprived plaintiff of social interaction for subjecting plaintiff to solitary confinement unlawfully. social interaction is a basic human need, therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the United States Constitution of America. compensatory damages \$150,000.00 mental and emotional Anguish \$200,000.00 punitive damages to be decided by jury.

THIRTY NINTH CAUSE OF ACTION

Deputy Russo violation of plaintiffs right to the Freedom of expression. guaranteed under the first Amendment

to the usca. relief requested compen-
satory Damages \$ 50,000.00 Mental
and emotional anguish \$ 175,000.00
Punitive Damages to be decided by Jury

FOURTIETH CAUSE OF ACTION

Deputy Russo, violation of plaintiffs right
to the free exercise of religion, First
Amendment to the usca, Relief Requested
compensatory Damages \$ 75,000.00 mental
and emotional anguish \$ 175,000.00 punitive
Damages to be decided by Jury.

FOURTY FIRST CAUSE OF ACTION

Deputy Russo, violation of plaintiffs
right to the free exercise of religion
guarenteed under the religious Land use
and Institutionalized persons Act of
2000 relief requested compensatory
Damages \$ 125,000.00 mental and emo-
tional Damages \$ 150,000.00 punitive
Damages to be decided by Jury.

FOURTY SECOND CAUSE OF ACTION

Deputy Russo, Harrassment in violation
of plaintiffs right Amendment right
to the usca, compensatory Damages

\$ 20,000.00 mental and emotional anguish.
\$ 80,000.00 punitive damages to be decided
by Jury

FORTY THIRD CAUSE OF ACTION

Deputy Russo Retaliation in violation
of plaintiffs eight Amendment right
to the USCA. Compensatory damages \$
75,000 mental and emotional anguish
\$ 150,000.00 punitive damages to be
decided by Jury.

FORTY FOURTH CAUSE OF ACTION

Deputy Russo violation of plaintiffs
equal protection rights guaranteed by
the fourteenth amendment to the
USCA By allowing other prisoners express
themselves through there hairstyle ~~or~~
or exercise there religion through there
hairstyle but punish plaintiff for doing
the same. relief requested \$ 100,000.00
compensatory damages \$ 175,000.00 mental
and emotional anguish. punitive damages
to be decided by Jury.

FOURTY FIFTH CAUSE OF ACTION

Deputy Russo. All violations of plaintiffs

constitutional rights by Deputy Russo as stated in complaint and causes of Action was done maliciously and purposely, which is deliberate indifference. Deputy Russo therefore does not qualify for immunity. Defendant Deputy Russos conduct violated plaintiffs clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See Wright v Coughlin 31 F Supp 2d 301 (1998) Vacated 225 F.3d 647. all claims deprived plaintiff of social interaction ~~for~~^{by} subjecting plaintiff to solitary confinement unlawfully. social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the United States Constitution of America. Compensatory Damages \$ 150,000.00 mental and emotional anguish \$ 225,000.00 punitive damages to be decided by jury

FOURTY SIXTH CAUSE OF ACTION

Deputy Russo Discrimination against plaintiff in violation of the Fourteenth Amendment to the USCA. Compensation \$ 85,000.00 mental and emotional anguish \$ 175,000.00

punitive damages to be decided by jury.

FORTY SEVENTH CAUSE OF ACTION

SUPERINTENDANT LEE. Retaliation in violation of plaintiffs 8th Amendment right to the USCA. Relief requested compensatory damages \$ 200,000.00 mental and emotional anguish \$ 350,000.00 punitive damages to be decided by jury.

FORTY EIGHTH CAUSE OF ACTION

SUPERINTENDANT LEE Harrassment in violation of plaintiffs 8th Amendment right to the United States Constitution of America. compensatory damages \$ 150,000.00 mental and emotional anguish \$ 250,000.00 punitive damages to be decided by jury.

FORTY NINTH CAUSE OF ACTION

superintendent Lee violation of plaintiffs right to freedom of expression guaranteed by the First Amendment to USCA. Relief requested

compensatory damages \$ 200,000.00 mental
and emotional anguish \$ 375,000.00
punitive damages to be decided by Jury

FIFTIETH CAUSE OF ACTION

Superintendent Lee violation of plaintiffs
rights to the freedom of religion
guaranteed by the First Amendment to
the United States of America; relief
requested, compensatory damages \$200,000.00
mental and emotional anguish \$375,000.00
punitive damages to be decided by Jury.

FIFTY FIRST CAUSE OF ACTION

Superintendent Lee violation of plaintiffs
right to the freedom of exercise
Religion under the Religious land use
and institutionalized persons Act of
2000 \$200,000.00 ~~200~~ compensatory
damages, mental and emotional anguish
\$ 375,000.00. Punitive damages to be
decided by Jury,

FIFTY SECOND CAUSE OF ACTION

superintendent lee, violation of plaintiffs equal protection rights guaranteed by the fourteenth Amendment to the USCA by allowing other prisoners to express themselves through their hairstyle or exercise their religion through their hairstyle but punish Plaintiff for doing the same. relief requested compensatory damages \$250,000.00 mental and emotional anguish \$400,000.00 punitive damages to be decided by jury.

FIFTY THIRD CAUSE OF ACTION

DISCRIMINATION in violation of plaintiffs fourteenth Amendment to the USCA relief requested, compensatory damages \$375,000.00 mental and emotional anguish \$500,000.00 punitive damages to be decided by jury - superintendent lee,

FIFTY FOURTH CAUSE OF ACTION

superintendent lee, inhumane confinement in violation of plaintiff 8th Amendment right to the USCA. relief requested compensatory damages \$500,000.00 mental emotional \$750,000.00 punitive damages decided by jury

FIFTY FIFTH CAUSE OF ACTION

Superintendent Lee, inhumane confinement in violation of plaintiff's 8th Amendment right to the U.S.C.A. by allowing the prison to be freezing cold and refusing to issue extra clothing or bedding or turn on the heat. Relief requested \$25,000.00. Compensatory damages mental and emotional damage \$50,000.00. Punitive damages to be decided by Jury.

FIFTY SIXTH CAUSE OF ACTION

Superintendent Lee, failure to supervise relief requested compensatory damages \$50,000.00. Mental and emotional damages \$175,000.00. Punitive damages to be decided by Jury.

FIFTY SEVENTH CAUSE OF ACTION

Superintendent Lee violation of plaintiff's right to Reading Material guaranteed by the First Amendment to the USCA. Relief requested compensatory damages \$100,000.00. Mental and emotional anguish

\$ 175,000.00 punitive damages to be decided by Jury.

FIFTY EIGHTH CAUSE OF ACTION

Superintendent Lee All violations of Plaintiffs constitutional rights by Superintendent Lee as stated in complaint and causes of Action was done maliciously and purposely which is Deliberate Indifference. Defendant Superintendent Lees conduct violated Plaintiffs clearly established statutory and constitutional rights which he knew and any reasonable official would have known, see Wright V. Coughlin 31 F. SUPP 2d 301 (1998) vacated 225 F.3d 647 - all claims deprived plaintiff of social interaction ^{by} ~~for~~ subjecting plaintiff to solitary confinement unlawfully, social interaction is a Basic Human need which violates Plaintiffs right under the 8th Amendment to the USCA - compensatory damages

\$ 325,000.00 mental and emotional
anguish \$ 500,000.00 ^{punitive} damages to
be decided by Jury,

FIFTY NINTH CAUSE OF ACTION

Lieutenant SIMMONS violation of plaintiffs Right to the freedom of expression guaranteed by the first Amendment to the USCA. compensatory damages \$ 125,000.00 mental and emotional anguish \$ 325,000.00 punitive damages to be decided by jury

SIXTIETH CAUSE OF ACTION

Lieutenant SIMMONS violation of plaintiffs Right to the freedom ^{to} exercise Religion guaranteed by the first Amendment to the USCA compensatory damages \$ 125,000.00 mental and emotional anguish \$ 325,000.00 punitive damages to be decided by jury

SIXTY FIRST CAUSE OF ACTION

Lieutenant SIMMONS violation of plaintiffs Right to the free exercise of religion guaranteed by the Religious Land Use and Institutionalized persons Act of 2000, relief requested compensatory damages \$ 125,000.00 emotional and mental anguish \$ 325,000.00 punitive damages to be decided by jury.

SIXTY SECOND CAUSE OF ACTION

Lt Simmons Denial of Access to Reading Material in violation of plaintiffs first Amendment rights guaranteed by the USCA. relief requested. compensatory Damages \$ 75,000.00 mental and emotional anguish \$ 125,000.00 punitive damages to be decided by Jury.

SIXTY THIRD CAUSE OF ACTION

Lt Simmons Harrassment in violation of plaintiffs 8th Amendment right to the USCA. relief requested. compensatory Damages \$ 175,000.00 mental and emotional anguish \$ 250,000.00. punitive damages to be decided by Jury

SIXTY FOURTH CAUSE OF ACTION

LT Simmons Retallation in violation of Plaintiffs 8th Amendment right to the USCA. relief requested \$ 175,000.00 mental and emotional anguish \$ 250,000.00 punitive damages to be decided by Jury,

SIXTY FIFTH CAUSE OF ACTION

LT SIMMONS Discrimination against plaintiff in violation of plaintiff's fourteenth Amendment to the USCA. Relief requested compensatory damages \$ 85,000.00 mental and emotional anguish \$ 175,000.00 punitive damages to be decided by Jury -

SIXTY SIXTH CAUSE OF ACTION

LT SIMMONS All violations of plaintiff's Constitutional rights by Lt Simmons as stated in complaint and causes of Action was done maliciously and purposely which is deliberate indifference. Lt Simmons therefore does not qualify for immunity. Defendant Lt Simmons conduct violated plaintiff's clearly established statutory and constitutional rights which he knew and any reasonable official would have known, see Wright v Coughlin 31 F Supp 2d 301 (1998) vacated 225 F.3d 647. all claims deprived plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully. Social interaction is a basic human need therefore plaintiff was sub-

jected to cruel and unusual punishment in violation of the 8th Amendment to the United States Constitution of America. relief requested, compensatory damages \$ 150,000.00 mental and emotional anguish \$ 225,000.00 punitive damages to be decided by Jury.

SIXTY SEVENTH CAUSE OF ACTION

Lt SIMMONS violation of plaintiffs equal protection rights guaranteed by the Fourteenth Amendment, relief requested compensatory damages \$ 125,000.00 mental and emotional anguish \$ 175,000.00 punitive damages to be decided by Jury.

SIXTY EIGHTH CAUSE OF ACTION

Deputy Administration Wendland violation of plaintiffs right to the freedom of expression plaintiffs guaranteed right to the First Amendment to the USCA relief requested \$ 75,000.00 compensatory damages

mental and emotional anguish \$175,000.00
Punitive damages to be decided by jury.

SIXTY NINTH CAUSE OF ACTION

Deputy administration wendland violation
of plaintiffs right to the free exercise of
religion guaranteed by the first Amendment
to the USCA. relief requested & compensatory
damages \$75,000.00 mental and emotional
anguish \$150,000.00 punitive damages to be
decided by jury.

SEVENTIETH CAUSE OF ACTION

Deputy administration wendland violation
of plaintiffs right to the free exercise
of religion guaranteed by the Religious
Land Use and Institutionalized persons
ACT OF 2000 compensatory damages \$75,000.00
mental and emotional anguish \$125,000.00 punitive
damages to be decided by jury.

SEVENTY FIRST CAUSE OF ACTION

Deputy Administration wendland, Harassment
in violation of plaintiffs 8th Amendment
right to the USCA. relief requested

compensatory damages \$ 50,000.00 mental and emotional anguish \$ 125,000.00 punitive damages to be decided by Jury.

SEVENTY SECOND CAUSE OF ACTION

Deputy Administration Wendland, Retaliation in violation of plaintiffs 8th Amendment right to the USCA relief requested compensatory damages \$ 100,000.00 mental and emotional anguish \$ 200,000.00 punitive damages to be decided by Jury.

SEVENTY THIRD CAUSE OF ACTION

Deputy Administration Wendland violation of plaintiffs equal protection rights guaranteed by the Fourteenth Amendment to the USCA relief requested compensatory damages \$ 125,000.00 mental and emotional anguish \$ 250,000.00 punitive damages to be decided by Jury.

SEVENTY FOURTH CAUSE OF ACTION

Deputy Administration Wendland, All Violations of plaintiffs constitutional Rights by Deputy Administration Wend-

Land as stated in complaint and causes of Action was done maliciously and intentionally which is deliberate indifference. Deputy Administration Wendland therefore does not qualify for immunity. Defendant Deputy of Administration Wendland conduct violated plaintiffs clearly established statutory and constitutional rights which she knew and any other reasonable official would have known. See Wright v Coughlin 31 F Supp 2d 301 (1998) Vacated 225 F.3d 647. all claims deprived plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully, social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA relief requested compensatory damages \$ 150,000.00 mental and emotional anguish \$ 250,000.00 punitive damages to be decided by jury.

SEVENTY FIFTH CAUSE OF ACTION

OFFICER MILLER Violation of plaintiffs right to the freedom of expression guaranteed by the First Amendment to

to the USCA relief requested compensatory damages \$ 10,000.00 mental and emotional Anguish \$ 17,000.00 punitive damages to be decided by Jury

SEVENTY SIXTH CAUSE OF ACTION

OFFICER MILLER Violation of plaintiffs right to the freedom of religion guaranteed by the First Amendment to the USCA Relief requested compensatory damages \$ 10,000.00 mental and emotional Anguish \$ 17,000.00 punitive damages to be decided by Jury,

SEVENTY SEVENTH CAUSE OF ACTION

OFFICER MILLER Violation of plaintiffs right to the Freedom of religion guaranteed by the ^{Religious Land Use and Institutionalized persons Act of 2000} ~~Religious Land Use and Institutionalized persons Act of 2000~~ ~~the USCA relief requested~~

compensatory damages \$ 15,000.00 mental and emotional Anguish \$ 35,000.00 punitive damages to be decided by Jury,

SEVENTY EIGHTH CAUSE OF ACTION

OFFICER MILLER. Harassment in violation of plaintiffs eighth Amendment right to the USCA \$ 7,500.00 mental and emotional anguish \$ 12,000.00 punitive damages to be decided by Jury.

SEVENTY NINTH CAUSE OF ACTION

OFFICER MILLER retaliation in violation of plaintiffs 8th Amendment right to the USCA relief requested \$ 10,000.00 compensatory damages, mental and emotional anguish \$ 25,000.00. punitive damages to be decided by Jury

EIGHTIETH CAUSE OF ACTION

OFFICER MILLER Violation of plaintiffs right to the equal protection guaranteed by the Fourteenth Amendment, to the USCA relief requested, compensatory damages \$ 75,000.00 mental and emotional anguish \$ 125,000.00

EIGHTY FIRST CAUSE OF ACTION

OFFICER MILLER DISCRIMINATION. DISCRIMINATION, VIOLATION OF PLAINTIFFS 14th Amendment right guaranteed by the USCA.

Relief requested compensatory damages \$ 50,000.00 mental and emotional anguish \$ 150,000.00 punitive damages to be decided by Jury.

EIGHTY SECOND CAUSE OF ACTION

OFFICER MILLER. All violations of plaintiffs constitutional rights by Officer Miller as stated in Complaint and causes of Action was done maliciously and intentionally which is deliberate indifference. ~~malicious~~ Officer Miller's conduct violated clearly established statutory and constitutional rights which he knew and any reasonable official would have known - see Wright v. Coughlin 31 F Supp 2d 301 (1998) vacated 225 F.3d 647 - all claims deprived Plaintiff of social interaction by subjecting plaintiff to solitary con-

Finement unlawfully. social interaction is a basic Human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA relief requested compensatory damages \$ 50,000.00 mental and emotional anguish \$ 100,000.00, punitive damages to be decided by jury

EIGHTY THIRD CAUSE OF ACTION

Deputy calab. violation of plaintiffs right to the access of courts in violation of plaintiffs first Amendment to the USCA. relief requested \$ 250,000.00 compensatory damages \$ 125,000.00 monetary damages mental and emotional Anguish \$75,000.00 punitive damages to be decided by jury.

EIGHTY FOURTH CAUSE OF ACTION

C. Jennings Denied plaintiff access to the court in violation of plaintiffs first Amendment right to the USCA relief requested Monetary Damages \$ 25,000.00 Compensatory Damages \$ 50,000.00 mental and emotional anguish \$100,000.00 punitive damages to be decided by Jury

EIGHTY FIFTH CAUSE OF ACTION

Diane Labatte Denied plaintiff access to the court in violation of plaintiffs first Amendment right to the USCA. relief requested Monetary Damages \$ 25,000.00 compensatory Damages \$ 50,000.00 mental and emotional anguish \$100,000.00 Punitive damages to be decided by Jury

EIGHTY SIXTH CAUSE OF ACTION

Anthony Annucci - Failure to supervise
relief requested - compensatory damages
\$ 250,000.00 mental and emotional
Anguish \$ 500,000.00 punitive damages
to be decided by jury.

EIGHTY SEVENTH CAUSE OF ACTION

Anthony Annucci - inhumane confinement
in violation of plaintiffs 8th Amend-
ment to USCA cruel and unusual
punishment, relief requested
compensatory damages \$ 300,000.00
mental and emotional anguish \$
750,000.00 punitive damages to
be decided by jury.

EIGHTY EIGHTH CAUSE OF ACTION

OFFICER Henry, inhumane confinement
in violation of plaintiffs 8th Amendment
rights to the USCA cruel and unusual
punishment, relief requested. Compen-

satory Damages \$ 75,000.00 mental
and emotional Anguish \$ 200,000.00
punitive Damages to be decided by Jury

EIGHTY NINTH CAUSE OF ACTION

Officer Henry Harassment in violation
of Plaintiff 8th Amendment right to
the USCA. relief requested compensatory
Damages \$ 20,000.00 mental and emotional
Anguish \$ 50,000.00 punitive Damages to
be decided by Jury.

NINETIETH CAUSE OF ACTION

OFFICE Henry Retaliation in violation
of Plaintiff 8th Amendment right to
the USCA. relief requested compensatory
Damages \$ 25,000.00 mental and emo-
tional Anguish \$ 60,000.00 punitive
Damages to be decided by Jury.

NINETY FIRST CAUSE OF ACTION

Officer Henry Violated Plaintiff's Access
to telephones out of Harassment and
retaliation. which is a violation of

plaintiffs First Amendment rights to the
USCA relief requested \$ 50,000.00 compen-
satory damages, mental and emotional
anguish \$150,000.00 punitive damages to be
decided by Jury,

NINETY SECOND CAUSE OF ACTION

Officer Henry violation of plaintiffs equal
rights of protection guaranteed by the four-
teenth Amendment to the USCA, ~~relief~~
relief requested \$ 50,000.00 mental and emo-
tional anguish \$ 75,000.00 punitive damages
to be decided by Jury

NINETY ^{THIRD} ~~CAUSE~~ CAUSE OF ACTION

Discrimination of Plaintiff by Officer
Henry in violation of plaintiff 14th
Amendment guaranteed by the USCA
relief requested compensatory damages
\$ 25,000.00 mental and emotional anguish
\$ 37,500.00 punitive damages to be decided
by Jury

NINETY FOURTH CAUSE OF ACTION

OFFICER Henry All violations of plaintiffs constitutional rights by officer Henry as stated in and causes of action was done maliciously and intentionally which prove deliberate indifference. officer Henry therefore does not qualify for immunity. Defendant officer Henrys conduct violated plaintiffs clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See Wright v Coughlin 31 F Supp 2d 301 (1998) Vacated 225 F.3d 647 all claims deprived plaintiff of clearly established rights which is a violation of plaintiffs 8th Amendment to the USCA cruel and unusual punishment, relief requested compensatory damages \$ 50,000.00 mental and emotional damages \$75,000.00

NINETY FIFTH CAUSE OF ACTION

Sergeant Hfield Harassment in violation of plaintiffs 8th Amendment right to

the usca Relief requested \$ compensatory Damages \$ 25,000.00 mental and emotional Anguish \$ 100,000.00 punitive Damages to be decided by Jury.

NINETY SIXTH CAUSE OF ACTION

Sergeant Liffield Retaliation in violation of plaintiffs 8th Amendment right to the usca Relief requested \$ compensatory Damages \$ 25,000.00 mental and emotional Anguish \$ 100,000.00 punitive Damages to be decided by Jury.

NINETY SEVENTH CAUSE OF ACTION

Sergeant Liffield denial of plaintiffs Access to the telephone, in violation of plaintiffs First Amendment right to the usca. Relief requested \$ compensatory Damages \$ 50,000.00 mental and emotional Anguish \$ 150,000.00 punitive Damages to be decided by Jury.

NINETY EIGHTH CAUSE OF ACTION

Sergeant Liffield violation of plaintiffs Equal protection rights guaranteed by the fourteenth Amendment to the usca Relief requested compensatory Damages \$ 75,000.00 mental and emotional Anguish \$ 125,000.00 punitive Damages to be decided by Jury.

NINETY NINTH CAUSE OF ACTION

Sergeant Liffield. All violations of plaintiffs constitutional rights by Sergeant Liffield as stated in complaint and causes of Action was done Maliciously and Intentionally which Proves deliberate Indifference. Sgt Liffield therefore does not qualify for immunity. Defendant Sgt Liffields conduct violated clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See Wright v. Coughlin 31 F Supp 2d 301 (1998) vacated 225 F.3d 647. all claims deprived plaintiff of clearly established rights which is a violation of plaintiffs 8th Amendment to the USCA. cruel and unusual punishment. relief requested compensatory damages \$50,000.00 mental and emotional damages \$75,000.00 punitive damages to be decided by jury.

ONE HUNDRETH CAUSE OF ACTION

Sergeant Bradley. Harassment in violation of plaintiffs 8th Amendment right to the USCA. relief requested compensatory damages \$25,000.00 mental and emotional Anguish \$75,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND ^{FIRST} ~~ONE~~ CAUSE OF ACTION

Sergeant Bradley, retaliation in violation of Plaintiffs 8th Amendment to the USCA, relief requested compensatory Damages \$ 25,000.00 mental and emotional Anguish \$ 75,000.00 punitive Damages to be decided by Jury.

ONE HUNDRED AND SECOND CAUSE OF ACTION

Sergeant Bradley, violation of plaintiffs right to Access the telephone (without Due process) ~~guaranteed~~ guaranteed by the First Amendment to the USCA relief requested compensatory damages \$ 75,000.00 mental and emotional Anguish \$ 125,000.00 punitive Damages to be decided by Jury.

ONE HUNDRED THIRD CAUSE OF ACTION

Sergeant Bradley, Violation of Plaintiffs equal protection rights guaranteed by the Fourteenth Amendment to the USCA, relief requested compensatory Damages \$ 75,000.00 mental and emotional Anguish \$ 150,000.00 Punitive Damages to be decided by Jury.

ONE HUNDRED and FOURTH CAUSE OF ACTION

Sergeant Bradley, discrimination in violation of plaintiff right guaranteed by the Fourteenth Amendment to the USCA relief requested compensatory Damages 75,000.00 mental and emotional anguish \$ 125,000.00 punitive Damages to be decided

by jury.

ONE HUNDRED AND FIFTH CAUSE OF ACTION

Sergeant Bradley All violations of plaintiffs constitutional rights by Sergeant Bradley as stated in complaint and Causes of Action was done intentionally and maliciously which proves deliberate indifference. Sergeant Bradley therefore does not qualify for immunity. Defendant Sgt Bradley's conduct violated clearly established statutory and constitutional rights which he knew and any reasonable official would have known see Wright v Coughlin 31 F Supp 2d 301 (1998) Vacated 225 F.3d 647 all claims deprived plaintiffs of clearly established rights which is a violation of plaintiffs 8th Amendment right to the USCA cruel and unusual punishment. relief requested compensatory damages \$ 50,000.00 mental and emotional Anguish \$ 75,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND SIXTH CAUSE OF ACTION

OFFICER WILLIAMSON VIOLATION OF PLAINTIFFS RIGHT TO THE FREEDOM OF EXPRESSION GUARANTEED BY THE FIRST AMENDMENT TO THE USCA RELIEF REQUESTED COMPENSATORY DAMAGES \$ 50,000.00 MENTAL AND EMOTIONAL ANGUISH \$ 75,000.00 PUNITIVE DAMAGES TO BE DECIDED BY JURY.

ONE HUNDRED AND SEVENTH CAUSE OF ACTION

OFFICER WILLIAMSON VIOLATION OF PLAINTIFFS RIGHT TO THE FREE EXERCISE OF RELIGION GUARANTEED BY THE FIRST AMENDMENT TO THE USCA RELIEF REQUESTED \$ COMPENSATORY DAMAGES \$ 50,000.00 MENTAL AND EMOTIONAL ANGUISH \$ 75,000.00 PUNITIVE DAMAGES TO BE DECIDED BY JURY

ONE HUNDRED AND EIGHTH CAUSE OF ACTION

OFFICER WILLIAMSON VIOLATION OF PLAINTIFFS RIGHT TO THE FREE EXERCISE OF RELIGION GUARANTEED UNDER THE RELIGIOUS LAND USE AND INSTITUTIONALIZED PERSONS ACT OF 2000. RELIEF REQUESTED \$ 50,000.00 MENTAL AND EMOTIONAL ANGUISH \$ 75,000.00 PUNITIVE DAMAGES TO BE DECIDED BY JURY.

ONE HUNDRED AND NINTH CAUSE OF ACTION

OFFICER WILLIAMSON HARASSMENT IN VIOLATION OF PLAINTIFFS EIGHTH AMENDMENT RIGHT TO THE USCA. RELIEF REQUESTED COMPENSATORY DAMAGES \$ 50,000.00 MENTAL AND

emotional anguish \$ 110,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TENTH CAUSE OF ACTION

OFFICER WILLIAMSON. Retaliation in violation of plaintiffs 8th Amendment to the USCA, relief requested compensatory damages \$ 50,000.00 mental and emotional Anguish \$ 75,000.00 punitive damages to be decided by jury

ONE HUNDRED AND ELEVENTH CAUSE OF ACTION

OFFICER WILLIAMSON violation of plaintiffs Equal protection rights guaranteed by the fourteenth Amendment to the USCA relief requested compensatory damages \$ 50,000.00 mental and emotional Anguish \$ 75,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWELFTH CAUSE OF ACTION

OFFICER WILLIAMSON Discrimination in violation of plaintiffs fourteenth Amendment rights guaranteed by the USCA. relief requested compensatory damages \$ 50,000.00 mental and emotional Anguish \$ 75,000.00

ONE HUNDRED THIRTEENTH CAUSE OF ACTION

OFFICER WILLIAMSON VIOLATION OF PLANTIFF FOURTH Amendment to the USCA relief requested compensatory

Damages \$ 100,000.00 mental and emotional
Anguish \$ 225,000.00 punitive damages to
be decided by Jury.

ONE HUNDRED AND FOURTEENTH CAUSE OF ACTION

OFFICER WILLIAMSON All violations of
Plaintiffs constitutional rights by officer
Williamson as stated in complaint and
causes of action was done maliciously and
intentionally which is deliberate indifference.
Officer Williamsons conduct violated clear-
ly established statutory and constitutional
rights which he knew and any reasonable
official would have known. see Wright v.
Coughlin 31 F Supp 2d 301 (1998) Vacated 225
F.3d 647. all claims deprived plaintiff of
social interaction by subjecting plaintiff to
solitary confinement unlawfully. social inter-
action is a basic human need therefore plan-
tiff was subjected to cruel and unusual
punishment in violation of the 8th Amend-
ment to the USCA. relief requested compen-
satory damages \$ 50,000.00 mental and
emotional anguish \$ 100,000.00 punitive
damages to be decided by Jury.

ONE HUNDRED AND FIFTEENTH CAUSE OF ACTION

OFFICER S. CRUZ VIOLATION OF PLAINTIFFS
RIGHT TO THE FREEDOM OF EXPRESSION
GUARANTEED BY THE FIRST AMENDMENT TO
THE USCA. RELIEF REQUESTED COMPENSATORY
DAMAGES \$ 75,000.00 MENTAL AND EMOTIONAL
ANGUISH \$ 125,000.00 PUNITIVE DAMAGES TO
BE DECIDED BY JURY.

ONE HUNDRED AND SIXTEENTH CAUSE OF ACTION

OFFICER S. CRUZ VIOLATION OF PLAINTIFFS
RIGHT GUARANTEED BY THE FIRST AMENDMENT
USCA FREEDOM TO EXERCISE RELIGION -
RELIEF REQUESTED COMPENSATORY DAMAGES
\$ 75,000.00 MENTAL AND EMOTIONAL ANGUISH
\$ 125,000.00 PUNITIVE DAMAGE TO BE DECIDED
BY JURY.

ONE HUNDRED AND SEVENTEENTH CAUSE OF ACTION

OFFICER S. CRUZ VIOLATION OF PLAINTIFFS ~~RIGHTS~~
FIRST AMENDMENT RIGHTS ~~GUARANTEED~~ TO THE
FREE EXERCISE OF RELIGION GUARANTEED BY
THE RELIGIOUS LAND USE AND INSTITUTIONALIZED
PERSONS ACT OF 2000. RELIEF REQUESTED
COMPENSATORY DAMAGES \$ 75,000.00 MENTAL
AND EMOTIONAL ANGUISH \$ 125,000.00 PUNITIVE
DAMAGES \$ TO BE DECIDED BY JURY.

ONE HUNDRED AND EIGHTEENTH CAUSE OF ACTION

OFFICER S. CRUZ Harassment in violation of Plaintiff's 8th Amendment to the USCA. Relief requested: compensatory damages \$100,000.00 mental and emotional anguish \$175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND NINETEENTH CAUSE OF ACTION

OFFICER S. CRUZ Retaliation in violation of Plaintiff's 8th Amendment to the USCA. Relief requested: compensatory damages \$100,000.00 mental and emotional anguish \$175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWENTIETH CAUSE OF ACTION

OFFICER S. CRUZ Violation of Plaintiff's equal protection rights guaranteed by the Fourteenth Amendment to the USCA. Relief requested: compensatory damages \$125,000.00 mental and emotional anguish \$175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWENTY FIRST CAUSE OF ACTION

OFFICER S. CRUZ Discrimination in violation of Plaintiff's Fourteenth Amendment to the USCA. Relief requested: compensatory damages \$125,000.00 mental and emotional anguish \$175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWENTY SECOND CAUSE OF ACTION

OFFICER S. CRUZ VIOLATION OF PLAINTIFFS
FOURTH AMENDMENT RIGHTS GUARENTEED
BY THE USCA. RELIEF REQUESTED COMPEN-
SATORY DAMAGES \$ 150,000.00 MENTAL AND
EMOTIONAL ANGUISH \$ 250,000.00 PUNITIVE
DAMAGES TO BE DECIDED BY JURY.

ONE HUNDRED AND TWENTY THIRD CAUSE
OF ACTION

OFFICER S. CRUZ SEXUAL HARASSMENT IN
VIOLATION OF PLAINTIFFS 8TH AMENDMENT RIGHT
TO THE USCA TO BE FREE FROM CRUEL AND
UNUSUAL PUNISHMENT, RELIEF REQUESTED.
COMPENSATORY DAMAGES 150,000.00 MENTAL
AND EMOTIONAL ANGUISH 350,000.00 PUNITIVE
DAMAGES TO BE DECIDED BY JURY

ONE HUNDRED AND TWENTY FOURTH CAUSE
OF ACTION

OFFICER S. CRUZ VIOLATION OF PLAINTIFFS
FOURTH AMENDMENT RIGHTS GUARENTEED BY
THE USCA. RELIEF REQUESTED COMPENSATORY
DAMAGES \$ 150,000.00 MENTAL AND EMOTIONAL
ANGUISH \$ 250,000.00 PUNITIVE DAMAGES TO BE
DECIDED BY JURY.

ONE HUNDRED AND TWENTY FIFTH CAUSE
OF ACTION

OFFICER S. CRUZ sexual Harassment in violation of plaintiffs 8th Amendment right guaranteed by the USCA to be free from cruel and unusual punishment - relief requested compensatory damages \$ 150,000.00 mental and emotional Anguish \$ 350,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND TWENTY SIXTH CAUSE OF
ACTION

OFFICER S. CRUZ Excessive Force in violation of plaintiffs 8th Amendment right guaranteed by the USCA to be free from cruel and unusual punishment, relief requested, compensatory damages \$ 75,000.00 mental and emotional anguish \$ 215,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND TWENTY SEVENTH
CAUSE OF ACTION

OFFICER S. CRUZ All violations of plaintiffs constitutional rights by officer S. CRUZ as stated in complaint and causes of Action was done Maliciously and intentionally which is deliberate indifference, officer S. CRUZ's conduct violated clearly established statutory and constitutional rights which he knew

and any reasonable official would have known see Wright voughlin 31 F Supp 2d 301 (1998) vacated 225 F.3d 647 all claims done by S. Cruz was done to. Degrade, belittle and humiliate plaintiff. all claims deprived plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully. social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA. relief requested compensatory damages \$ 250,000.00 mental and emotional anguish \$ 350,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND TWENTY EIGHTH CAUSE OF ACTION

Lt Sullivan violation of plaintiffs right to the freedom of expression guaranteed by the First Amendment to the USCA relief requested compensatory damages \$ 175,000.00, mental and emotional Anguish \$ 225,000.00, Punitive damages to be decided by Jury -

ONE HUNDRED AND TWENTY NINTH CAUSE OF ACTION,

Lt Sullivan violation of plaintiffs right to the free exercise of religion guaranteed by the first Amendment to the USCA relief requested \$ 175,000.00 mental and emotional anguish \$ 225,000.00

punitive damages to be decided by jury

ONE HUNDRED AND THIRTIETH CAUSE
OF ACTION

Lt Sullivan violation of plaintiffs right
to the free exercise of religion guaranteed
by the Religious Land Use and Institutional-
ized persons Act of 2000, relief requested
compensatory damages \$ 175,000.00
mental and emotional anguish \$ 225,000.00
punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY FIRST CAUSE
OF ACTION

Lt Sullivan Harassment in violation of
plaintiffs 8th Amendment to the USCA
relief requested compensatory damages
\$ 125,000.00 mental and emotional
Anguish \$ 150,000.00 punitive damages to
be decided by jury

ONE HUNDRED AND THIRTY SECOND CAUSE
OF ACTION

Lt Sullivan Retaliation in violation of
Plaintiffs 8th Amendment to the USCA relief
requested compensatory damages \$ 125,000.00
mental and emotional anguish \$ 150,000.00
punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY THIRD CAUSE
OF ACTION

Lt Sullivan violation of plaintiffs equal protection rights guaranteed by the fourteenth Amendment to the U.S.C.A. relief requested compensatory damages \$ 125,000.00 mental and emotional anguish \$ 175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY FOURTH CAUSE
OF ACTION

Lt Sullivan discrimination violations of plaintiffs fourteenth Amendment to the USCA, relief requested compensatory damages \$ 125,000.00 mental and emotional anguish \$ 175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY FIFTH CAUSE
OF ACTION

Lt Sullivan All violations of plaintiffs constitutional rights by Lt Sullivan as stated in complaint and causes of action was done maliciously and intentionally which is deliberate indifference. Lt Sullivan's conduct violated clearly established statutory and constitutional rights which he knew and any reasonable official would have known. see Wright v Cowhlin 31 F Supp 2d 301 (1998) vacated 225 F.3d 647 all claims deprived

Plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully. social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA. relief requested compensatory damages \$ 350,000.00 mental and emotional anguish \$ 500,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY SIXTH CAUSE OF ACTION

Sergeant Vanacore, violation of plaintiffs rights to freedom of expression in violation of plaintiffs first Amendment right to the USCA relief requested compensatory damages \$ 25,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY SEVENTH CAUSE OF ACTION

Sergeant Vanacore violation of plaintiffs right to the free exercise of religion guaranteed by the first Amendment to the USCA relief requested compensatory damages \$ 25,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY EIGHTH CAUSE OF ACTION

Sergeant Vanacore violation of plaintiffs right to the freedom of religion guaranteed by the ~~First Amendment to the~~ Religious Land use and Institutionalized persons Act of 2000 relief requested compensatory damages \$ 25,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND THIRTY NINTH CAUSE OF ACTION

Sergeant Vanacore Harassment in violation of plaintiff 8th Amendment right to the USCA relief requested compensatory damages \$ 25,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND FORTIETH CAUSE OF ACTION

Sergeant Vanacore retaliation in violation of plaintiffs 8th Amendment right to the USCA. relief requested compensatory damages \$ 35,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND FORTY FIRST CAUSE OF ACTION

Sergeant Vanacore Violation of plaintiffs Right to equal protection guaranteed by the Fourteenth Amendment to the

USCA. relief requested compensatory damages \$ 35,000.00 mental and emotional Anguish \$ 50,000.00 punitive damages to be decided by Jury

ONE HUNDRED AND FORTY SECOND CAUSE OF ACTION

Sergeant Vanacore Discrimination in violation of plaintiff guaranteed right under the Fourteenth Amendment to the USCA relief requested compensatory damages \$ 50,000.00 mental and emotional Anguish \$ 75,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND FORTY THIRD CAUSE OF ACTION

Sergeant Vanacore All violations of plaintiffs constitutional rights by Sergeant Vanacore as stated in complaint and causes of action was done maliciously and intentionally which is deliberate indifference. Sergeant Vanacore's conduct violated clearly established statutory and constitutional rights which he knew and any reasonable official would have known. see Wright v Coughlin 31 F. Supp 2d 301 (1998) Vacated 225 F 3d 647 all claims done by Sgt Vanacore Deprived plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully. Social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment to the USCA. relief requested compensatory damages \$ 150,000.00 mental and emotional Anguish \$ 200,000.00 punitive

Damages to be Decided by Jury.

ONE HUNDRED AND FORTY FOURTH CAUSE OF ACTION

Sergeant Barg. Harassment in violation of the 8th Amendment to the USCA plaintiffs guaranteed right relief requested compensatory Damages \$ 125,000.00 mental and emotional Anguish \$ 250,000.00 punitive Damages to be decided by Jury.

ONE HUNDRED AND FORTY FIFTH CAUSE OF ACTION

Sergeant Barg. Retaliation in violation of plaintiffs 8th Amendment to the USCA - relief requested compensatory Damages \$ 250,000.00 mental and emotional Anguish \$ 750,000.00 punitive Damages to be Decided by Jury.

ONE HUNDRED AND FORTY SIXTH CAUSE OF ACTION

Sergeant Barg. Violation of plaintiff equal protection guaranteed by ~~the~~ the fourteenth Amendment to the USCA relief requested compensatory Damages \$ 50,000.00 mental and emotional Anguish \$ 175,000.00 punitive Damages to be Decided by Jury

ONE HUNDRED AND FORTY SEVENTH CAUSE OF ACTION

Sergeant Barg. Discrimination violation of Plaintiffs fourteenth Amendments rights guaranteed by the USCA relief requested compensatory Damages \$ 150,000.00 mental

ONE HUNDRED AND FORTY EIGHTH CAUSE OF ACTION

Sergeant Barg All violations of plaintiffs constitutional rights by Sgt Barg as stated in complaint and causes of Action was done maliciously and intentionally to harm plaintiff and retaliate against plaintiff for filing grievances and civil suits against sergeant Barg, his peers and supervisors which is deliberate indifference, sergeant Bargs conduct was not only criminal in nature but it also violated clearly established statutory and constitutional rights which he knew and any official would have known see Wright v Coughlin 31 F Supp 2d 301 (1998) vacated 225 F. 3d 647 all claims done by sergeant was done to punish plaintiff unlawfully and deprive plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully, social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA. relter requested compensatory damages \$ 375,000.00 mental and emotional Anguish \$ 750,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND FORTY NINTH CAUSE OF ACTION

Officer Schadel Harasment in violation of Plaintiffs 8th Amendment to the USCA relief requested compensatory damages \$ 15,000.00 mental and emotional Anguish \$ 35,000.00 punitive damages to be decided by Jury.

ONE HUNDRED AND FIFTIETH CAUSE OF ACTION

OFFICER Schadel Retaliation ~~was~~ in violation of plaintiffs 8th Amendment right to the USCA relief requested compensatory damages \$ 15,000.00 mental and emotional Anguish \$ 35,000.00 Punitive damages to be decided by jury.

ONE HUNDRED AND FIFTY FIRST CAUSE OF ACTION

OFFICER Schadel equal protection in violation of plaintiffs fourteenth Amendment to the USCA. relief requested \$ 20,000.00 compensatory damages mental and emotional Anguish \$ 35,000.00 punitive damages \$ to be decided by jury

ONE HUNDRED AND FIFTY SECOND CAUSE OF ACTION

OFFICER Schadel Discrimination in violation of plaintiffs fourteenth Amendment guaranteed by the USCA relief requested compensatory damages \$ 20,000.00 mental and emotional Anguish \$ 35,000.00 punitive Damages to be decided by jury,

ONE HUNDRED AND FIFTY THIRD CAUSE OF ACTION

OFFICER Schadel All violations of plaintiffs constitutional rights by OFFICER Schadel as stated in complaint and causes of

Action was done intentionally and maliciously which proves deliberate indifference officer schadel therefore does not qualify for immunity defendant officer schadel's conduct violated clearly established statutory and constitutional rights which she knew and any reasonable officer or official would have known see *Wright v. Coughlin* 31 F Supp 2d 301 (1998) vacated 225 F.3d 647 all claims deprived plaintiff of clearly established rights which is a violation of plaintiff's 8th Amendment right to the USCA cruel and unusual punishment. relief requested compensatory damages \$ 50,000.00 mental and emotional Anguish \$ 75,000.00 punitive damages to be decided by Jury,

ONE HUNDRED AND FIFTY FOURTH CAUSE OF ACTION

Superintendent Lee, Lt Madison, Sgt Bey, Officer Kozak, Officer Waugh, Sgt Connor, Captain Webb, Deputy Russo Lieutenant Simmons, Deputy Administration Wendland, Officer Miller, Officer Henry, Sgt Liffeld, Sgt Bradley, Officer

Williamson, officer S. Cruz, Lt Sullivan,
Sgt Vanacore, Sgt Bary. First Amendment
retaliation and Fourteenth Amendment
retaliation in violation of plaintiffs
guaranteed rights to the USCA relief
requested \$5,000,000 from each individual
for compensatory damages and \$125,000,000
from each individual for mental and
emotional anguish punitive damages
to be decided by Jury.

ONE HUNDRED and FIFTY FIFTH CAUSE
OF ACTION

Superintendent lee, Captain webbe,
Deputy Russo, Lieutenant Simmons
Deputy Wendland. Violation of plaintiffs
right to due process guaranteed by
the Fourteenth Amendment. relief
requested \$250,000,000 for compensatory
damages from each individual and
500,000,000 for mental and emotional
anguish from each individual. punitive
damages to be decided by Jury.

WHEREFORE plaintiff pray that this
court grant the relief requested in the
causes of Action

I declare under penalty of perjury
that the foregoing is true -

Dated March 12, 2016

Jarell